

"Best Milk for Family Use."  
"Babies thrive on it."

## DR. HAND'S CONDENSED MILK



BETTER THAN CREAM  
FOR COFFEE.

Sold by Grocers and Druggists.  
The Dr. Hand Condensed Milk Co.  
Scranton, Pa.

A. H. KINTNER Secretary. S. H. VORHEES, M. D. Treasurer.

## Scranton Stock and Grain Co.

Rooms 418-19 Connell Bldg.  
Correspondents of The Stock, Grain  
and Provision Co., 10 Wall St., N. Y.  
Stocks, Bonds, Grain and Provision  
bought and sold for cash or on margin.  
Private wires to New York.

## Ice Cream.

BEST IN TOWN.  
25c Per Quart.  
LACKAWANNA DAIRY CO.  
Telephone Orders Promptly Delivered  
227-229 Adams Avenue.

## Scranton Transfer Co.

Baggage Checked Direct to Hotels  
and Private Residences.  
Office D. & W. Passenger  
Station. Phone 525.

## DR. H. B. WARE,

SPECIALIST.  
Eye, Ear, Nose and Throat  
Office Hours—9 a. m. to 12:30 p. m.; 2 to 4  
Williams Building, Opp. Postoffice.

## CITY NOTES

UNION MEETING.—The Car Shops union will  
meet at Carpenter's hall on Saturday afternoon  
at 4:15 o'clock.

SICK WITH PNEUMONIA.—Alynn Matlick, a  
Russian miner of Barberton, was taken to the  
Lackawanna hospital yesterday seriously ill with  
pneumonia.

LIVES IN SOUTH SCRANTON.—Charles Wap-  
old, whose whereabouts were wanted by Mrs.  
C. Wapold, of Barberton, Wis., has been located  
in South Scranton.

DIED AT HOSPITAL.—Miss Caroline Fries died  
of typhoid fever at the Lackawanna hospital  
yesterday morning. She was taken to that institu-  
tion Sunday last.

MR. TRUMAN COMING.—Buckers, as in-  
terested by Frederick W. Truman, is doing a  
bit of business. Mr. Truman will be at St. Luke's  
church house Monday, February 18.

PAY-DAYS.—The Delaware and Hudson com-  
pany paid their employees on the Howards branch  
yesterday. The Delaware, Lackawanna and  
Western pays in this vicinity have been com-  
pleted for January.

WILL MEET TODAY.—The Women's Home  
Mendicant society of the First Presbyterian  
church will meet in the parlors, 516 Olive  
street, this afternoon at 4 o'clock. Dr. and Mrs.  
McLeod will be glad to see the ladies of the  
church.

CAWLEY ARRESTED.—Michael Cawley, of  
2124 Luzerne street, was arrested yesterday upon  
a warrant issued by Alderman Miller, charging  
him with violating the liquor laws. He was  
held under \$500 bail. Agent Robert Wilson, of  
the Municipal league, is the prosecutor.

A PRE-LENTEN SOCIAL.—The Ladies' Aid  
society of the Trinity Lutheran church, situated  
at the corner of Adams avenue and Mulberry  
street, last evening conducted a pre-lenten social.

DEALERS IN  
Gas, Water,  
Electric Light and  
Traction Bonds  
and other  
Investment  
Securities.

66 Broadway, N. Y. Wilkes-Barre,  
Cantonville,  
4, 5 and 6, Commonwealth Bldg.,  
Scranton.

In Guernsey's hall. The proceeds will be given  
to the church. Refreshments were served.

DAVIS BROUGHT BACK.—Isaac Davis, who  
was released from the county jail last Saturday  
to attend his wife's funeral, has been brought  
back to the jail. Davis is serving a year's sen-  
tence for aggravated assault and battery com-  
mitted upon a man in Spring Brook township  
about a year ago.

RESIGNED HIS POSITION.—R. MacKeeby yester-  
day resigned his position in Goldsmith's Bar-  
nizer as head of the dress goods department, and  
will leave for Pottsville, Pa., to there enter the  
employ of Misch & Son, in the position of man-  
ager and buyer of the cloak and suit depart-  
ment. He was presented with a fountain pen  
by his fellow workers at the Barnizer, as a token  
of their esteem.

BODY EXPECTED TODAY.—The remains of  
Corporal Henry Hart, whose parents live on  
Brookside street, are expected from San Francisco  
at 10 o'clock this morning. Hart was a member  
of the Forty-second regiment, New York  
volunteers, and died of a party of sixty  
Americans who were ambushed by the Filipinos  
at Silma with fatal results. The funeral ar-  
rangements have not yet been made.

P. C. U. CONVENTION.—The Y. P. C. U.  
convention of the Susquehanna association will  
be held in the All Souls' Universalist church  
Friday and Saturday. It will be devoted to the  
business of the association, and to the study of  
practical subjects. In the evening a literary  
program will be given. Sunday morning the  
subject will probably be occupied by visiting  
clergymen. Sunday evening Rev. L. L. Lewis  
will preach.

THE CATHOLIC LIGHT.—The first number of  
the Catholic Light will make its appearance  
today. It is an eight-page paper published by  
Attorney W. F. Sheen and will be devoted to the  
interests of the Catholics of the diocese of Scranton.  
The initial number contains a letter of  
commendation from Bishop Hoban and a modest  
written salutation from the publisher. The  
paper is issued in neat and convenient form  
and besides the religious matters it contains de-  
voted a considerable amount of space to the news  
events of Scranton and its vicinity.

AN IMITATION OF MRS. NATION.—Thomas  
Walsh was seized with the desire to emulate  
Mrs. Nation in Higinia's saloon, on Lackawanna  
avenue, late Wednesday night, and began by  
smashing in the door. Unfortunately, Thomas  
was intoxicated and Patrolman McMillen took  
him in charge before the smashing process had  
proceeded very far. However, he again resumed  
operations upon reaching the station house and to  
prevent further injury to his cell was put down-  
stairs in the dungeon. He was fined \$10 by  
Mayor Mohr in police court yesterday.

A FREE HIDE.—Alfred T. Gorman was  
arrested in Easton Wednesday on a warrant  
issued from Alderman Miller's office of this city,  
charging him with false pretenses, ordered by  
W. L. Pryor, ticket agent of the Lehigh Valley  
at 259 Lackawanna avenue. While the London  
Gaily girls' company was playing at the Gaily  
theater in the fore part of the week, Gorman  
secured passage to Easton by representing him-  
self as manager and part owner of the Gaily  
girls' company and signing a contract for the  
transportation of the same from this city to  
Easton.

## THE WILL IS SET ASIDE.

DECISION OF REGISTER IN ROES-  
LER MATTER.

Believes That at Time Will Was  
Made on Jan. 5 He Did Not Have  
Mental Capacity.

Charles W. Roessler did not have the  
mental capacity necessary to make a will  
when, on January 5 last, he signed the  
will which was offered for probate  
after his death. That is the decision  
of Register of Wills Koch, rendered  
yesterday.

When the will of the former alder-  
man of the Eighth ward was offered  
for probate after his death, objections  
were made on behalf of the testator's  
granddaughter, the daughter of the  
late Jefferson Roessler, and hearings  
were subsequently held at which a  
great mass of testimony was taken  
to Roessler's mental condition for a  
long time previous to his death. The  
decision of the register, as handed  
down yesterday, follows:

In Re: Estate of C. W. Roessler, Deceased.  
Now, the 12th day of February, A. D. 1901,  
upon due and careful consideration of all the  
facts brought forth at the different hearings held  
before me, through the testimony of the wit-  
nesses sworn and examined here, parties hereto,  
the contestants and respondents, the register has  
come to the following conclusion and decision to  
wit:

That at the time alleged when the last will  
and testament of the said C. W. Roessler, testator,  
was made to wit, January 5, 1901, that the  
said testator, C. W. Roessler, was mentally in-  
capable to execute, in writing, dictate, or ex-  
ecute any such will and the probate of the same  
is therefore refused.

Costs of these proceedings to be paid out of  
the funds of the estate.

Per Henry T. Koehler, Deputy.

The will which is thus set aside left  
half of a double house in Page court  
and part of a lot to John T. Cooper,  
and the balance of the remainder of  
his estate to Mrs. Mary Louie Os-  
berry, at whose house he boarded for  
a long time prior to his death. Neither  
of these were relatives of the deceased.

Only \$300 of his estate was left by the  
will to those bound to him by ties of  
blood.

There is another will in existence,  
made by Roessler in 1899, which will be  
offered for probate today or tomorrow.  
It is almost as favorable to Mrs. Os-  
berry and Mr. Cooper as the one set  
aside yesterday. It is said.

## O'HORA FELL OFF TRESTLING.

Tragic Death of Employee of Green  
Ridge Coal Company.

Patrick O'Hora, one of the outside  
men at the Green Ridge Coal com-  
pany's colliery on North Washington  
avenue, was killed yesterday afternoon  
by falling from a trestling at the mine.  
He was about thirty-five feet  
from the ground. He struck full upon  
his head and died about five minutes  
later. His skull being fractured by the  
shock.

O'Hora was crossing the trestling  
and was struck from the rear by a  
mine car coming down the plane. The  
force of the collision hurled him to his  
death. He was about 50 years of age  
and for many years a trusted em-  
ployee of the coal company. His re-  
mains were removed to his home at  
1316 North Washington avenue. He is  
survived by a wife and the following  
children: Mrs. John O'Malley, Mrs.  
Thomas Kane, of Philadelphia; Kath-  
erine, Anna, Joseph and Thomas.

RICHARDS & WIRTH.  
Will Sell Their Entire Stock, Which  
Was Slightly Damaged, at Low  
Prices.

The fire sale of Richards & Wirth,  
which will begin tomorrow, will sur-  
ely present a great opportunity to buy-  
ers of clothing. This firm has been  
in business but a few years, and has  
been noted for fairness and truthfulness  
in all its business transactions.  
During the sale of their entire  
stock, very little of which was badly  
damaged by the great fire in the  
buildings adjacent, their policy of  
making no misstatements will be  
strictly adhered to. For full particu-  
lars, watch the firm's announcements  
in this paper.

## TRANSCRIPT IS MISSING

TAKEN FROM FILES IN COM-  
MISSIONERS' OFFICE.

Case of the Commonwealth Against  
Alderman John Lentes Was Post-  
poned Because This Very Important  
Piece of Evidence Could Not  
Be Produced Yesterday—This Is  
the First of the Cases Against  
Magistrates of the County to Be  
Called for Trial.

Alderman John Lentes, of the Eleventh  
ward, was put on trial yester-  
day morning in the main court room  
before Judge R. W. Archbald, and  
several sensational followed. District  
Attorney W. R. Lewis stated that  
some one had taken the transcript,  
on which the charge of illegally draw-  
ing money from the county treasury  
against Lentes is founded, from the  
county commissioners' office and that  
it cannot be found. He followed this up  
by the statement that he has this  
week called four of the cases against  
magistrates of the county who are  
accused in a similar manner to Lentes,  
and in each instance found that im-  
portant witnesses for the common-  
wealth had suddenly dropped out of  
sight.

"I do not want to make any ac-  
cusations at this time," said Mr. Lewis,  
"but there is something mighty suspi-  
cious about these cases."

Because of the absence of the trans-  
cripts court continued the Lentes case  
until today.

When it was called for trial At-  
torney E. C. Newcomb and C. Ballen-  
time, who appear for Lentes, asked  
that the three cases against him be  
tried at the same time, but the dis-  
trict attorney objected, saying he was  
not prepared to try all of them at  
that time. He elected to go to trial on  
the case which charges Lentes with  
illegally drawing fees for the case of  
the commonwealth against Jennie  
Robbins, Fanny Brockway, prosecu-  
trix. The warrant in the case was  
issued on July 27 last, and it is alleged  
by the commonwealth that Fanny  
Brockway died on March 4 preceding  
the issuing of the warrant.

## MRS. BROCKWAY DEAD.

The commonwealth proved that the  
warrant was issued and served by  
Deputy Constable Charles Mitz on  
Jennie Robbins at Wilkes-Barre. It  
was shown by Harry May, Mrs. Brock-  
way's son, that she has been dead  
since last March. The docket from the  
county commissioners' office was  
offered in evidence to show that Al-  
derman Lentes collected the fees in  
the case. This was objected to by Mr.  
Newcomb. He said the docket was  
made up from the alderman's trans-  
cript, and was therefore secondary  
evidence. He called for the production  
of the transcript.

District Attorney Lewis thereupon  
told the court that soon after the  
grand jury which indicted the alder-  
man had been discharged he was in-  
formed by the county commissioners  
that the transcript in a number of  
the cases had disappeared from the  
office. E. E. Robathan, deputy com-  
missioners' clerk, was on the stand  
with the docket at the time and was  
questioned as to the persons who have  
access to the transcript. He said  
clerks in the office and attorneys  
have the right to inspect them un-  
questioned, and on cross-examination  
at the hands of Mr. Newcomb he  
admitted that C. M. DeLong had taken  
a great many transcripts from the  
office and could not say that all of  
them had been returned.

## MADE A SEARCH.

As to the particular transcript in  
question he could say nothing definite.  
W. G. Daniels, the commissioners' clerk,  
who was called to Schuylkill  
county yesterday to the funeral of a  
relative, might have some knowledge  
concerning the transcript, but he was  
unable to make a search of the office  
for the transcript, and did so, reporting  
that he was unable to find it.

District Attorney Lewis asked that  
the case go over until today to give  
Mr. Daniels time to return and if pos-  
sible throw some light on the mysteri-  
ous disappearance. Mr. Newcomb ob-  
jected to a postponement, but Judge  
Archbald decided to allow it to go  
over until this morning.

The transcript is of the greatest im-  
portance, for the reason that the de-  
fense will be that the prosecutrix is  
not the dead Fanny Brockway, but a  
Fanny Brockway that is very much  
alive. All the entries in the commis-  
sioners' contained the name "Brock-  
way," while Lentes' docket has it  
"Brockway." The transcript is neces-  
sary to show whether or not a mis-  
take was made in putting a synopsis  
of it in the commissioners' docket.

In the commissioners' office it was  
stated last evening that search had  
been made at periods during the last  
three months for the missing trans-  
cript, but without success. It is im-  
possible that Mr. Daniels will be able  
to clear up the mystery, and the court  
will be asked by the district  
attorney to admit the docket as sec-  
ondary evidence. It will then be a  
case of docket against docket, with  
the advantage in favor of Lentes as  
the book of original entry.

## THE TRADERS' NATIONAL BANK.

Something substantial to fall  
back on in a time of need. A  
common wish and a worthy one—  
sure and easy for any earnest  
soul to satisfy, too.

Of all means under the sun, no  
other has proved so practical as a  
savings fund. Can be added to  
and taken from any time; for  
it is always ready.

Savings Department  
TRADERS' NATIONAL BANK  
Cor. Wyoming and Spruce

A Fine Piano for Sale.  
But slightly used and nearly as good  
as new. Latest design, upright grand,  
at a great bargain. Please call  
and see it. Guernsey Hall, Scranton, Pa.  
J. W. Guernsey, Proprietor.

## A POOR BREAKFAST.

Very Few People Eat a Good Break-  
fast.

"All I want for breakfast is a roll  
and a cup of coffee."  
This remark is heard not only in  
hotels, restaurants and lunch rooms  
but it is the usual breakfast order in  
the home circle as well. After a  
twelve hours' fast it would seem that  
the first meal of the day should be a  
hearty, substantial one, and if we all  
lived natural, unartificial lives, it  
would be so, but none of us do, hence  
breakfast is a mere pretence.

"My physician told me I was a vic-  
tim of nervous dyspepsia and must  
take rest and recreation, as no medi-  
cine would reach the trouble, but this  
advice I could not follow as my busi-  
ness affairs would not permit it, and  
to get relief I resorted to medicines  
and prescriptions, and it was purely  
accidental that I hit upon one remedy  
which did the business. While in a  
drug store one evening I noticed a  
number of people buying Stuart's  
Dyspepsia Tablets, a widely advertised  
preparation for stomach troubles, and  
the force of example was too much for  
me and I bought a fifty-cent package.

"I took a tablet or two after each  
meal, and in a week my appetite  
picked up. I began to feel my old  
ambition to work returning and could  
eat a good breakfast because I wanted  
it, and from that time to this I take  
Stuart's Dyspepsia Tablets as regular-  
ly as I take my meals, not because I  
need them, but because I want them.  
I will last me a month and keep my  
digestion in good order, and I know of  
no better investment a business man  
can make."

IT LACKED ONE VOTE.  
CHITTENDEN ORDINANCE FAIL-  
ED IN COMMON.

Members of That Body Believe Reor-  
ganization of Fire Department  
Not Necessary Just Now.

The ordinance providing for a re-  
organization of the fire depart-  
ment, introduced by Mr. Chittenden in  
the select council some nine months  
ago, was defeated in common council  
last night on third reading, there be-  
ing one vote lacking.

The ordinance was called up by Mr.  
Keller and the discussion upon it  
lasted for considerably over half an  
hour. Mr. Keller vigorously urged its  
passage and championed it through-  
out the entire debate. He admitted  
that it was not perfect and that per-  
haps it might need a little amend-  
ment, but wanted it passed in order that  
the system provided might be given a fair  
and square trial.

The insurance companies threatened  
to put up the price, he said, and it  
was absolutely necessary that coun-  
cils do something at once, not only to  
prevent this, but to prevent such an-  
other conflagration as the one which  
wrought such sad havoc on Lacka-  
wanna avenue last Thursday.

The opposition to the ordinance was  
led by President Calpin, who said  
there could be no more efficient  
fire-fighting force than the present  
volunteer force. There was too much  
"carb-stone criticism" in the depart-  
ment, he thought. The failure of the  
firemen to check the Lackawanna  
avenue blaze was not due to lack of  
organization, but rather to the lack  
of water.

Mr. Evans, A. L. Lewis and Mr.  
Rush also spoke against the ordinance.  
The vote on the final passage was as  
follows:

Yons—McDonald, Alworth, Haggerty,  
Harris, Roche, Payne, Naegele, Gal-  
livan, Garard and Keller—12.  
Nays—Evans, Wm. Lewis, A. L.  
Lewis, Rush, Norton, Calpin—6.

It takes eleven votes to pass an  
ordinance on third reading.

## HEATING OF COURT HOUSE.

The Economy Light, Heat and  
Power Company Says.

The Economy Light, Heat and  
Power company, who furnish steam  
to the court house, have requested us  
to publish the following facts as to  
the scarcity of heat there. They  
state that in view of the conditions at  
the court house, it could not be other-  
wise; that the attention of the county  
commissioners was called to the situ-  
ation about two months ago by the  
Economy company, who stated a view  
of the arrangements, and who would  
assume them an abundance of  
steam for their purposes.

The fact of the matter is that yester-  
day, when they complained of lack  
of steam, it was not scarce, in the  
company's pipe was up to its maxi-  
mum, so that there was no lack of  
steam upon the company's part. The  
difficulty is that the contract was  
made for heating the court house be-  
fore the third floor was added to the  
present building. In addition to this,  
the commissioners have installed a fan  
to ventilate the court house, which re-  
quires, of course, extra steam. To  
meet the then requirements of the  
court house, the company's main on  
Washington avenue was sufficient.

In view, however, of the increased  
consumption of steam at the court  
house, the present connections leading  
from the company's main on Wash-  
ington avenue will not conduct enough  
steam to warm the court house in  
severe and windy weather. In addi-  
tion to all this, the radiation in the  
court house is not sufficient to con-  
tinue the cold air coming in through  
the loose windows.

The present arrangement is very un-  
satisfactory to the company, and they  
do not care to continue it. Whether or  
not the matter upon which the com-  
missioners must exercise their own  
judgment. The company has, how-  
ever, plenty of steam to heat the  
building, and will be glad to furnish  
them with it, if they are fit to pay  
the expense of an additional pipe from  
our main on Spruce street or Wash-  
ington avenue, and pay for the addi-  
tional steam. The county commis-  
sioners were notified of the above facts  
in a letter sent December 15th last, in  
which the company offered to make  
the necessary changes for the sum of  
\$250.

## SPECIAL.

A Fine Piano for Sale.  
But slightly used and nearly as good  
as new. Latest design, upright grand,  
at a great bargain. Please call  
and see it. Guernsey Hall, Scranton, Pa.  
J. W. Guernsey, Proprietor.

## SENTENCE OF JAKE ELLMAN

GIVEN EIGHTEEN MONTHS IN  
PENITENTIARY.

His Attorneys Will Take an Appeal  
to the Superior Court—Max Her-  
ring Pleads Guilty and Is Sentenced  
to Thirty Days in the County Jail.  
Cases Tried During the Day Before  
the Three Judges—Depositions  
Filed in the Schwartz Case—Elec-  
tion Officers Appointed.

Jacob Ellman, who was twice con-  
victed of subornation of perjury, was  
yesterday sentenced by Judge George  
S. Purdy to eighteen months impris-  
onment in the penitentiary for pass-  
ing sentence Judge Purdy said:

Jacob Ellman, I think you were well and ably  
defended by counsel. You have been twice con-  
victed upon an indictment charging you with  
subornation of perjury. After the first verdict,  
upon a review of the case and testimony, we did  
not feel warranted in passing upon you sentence  
as we feel should be imposed for an offense of  
this kind, upon a verdict against you supported  
entirely by the oath of the witness, Max  
Herring, and for that reason we granted you a  
new trial, while at the same time we believed  
you were guilty.

A second jury has heard your case, there  
being some additional testimony in it, and they  
have reached the same conclusion. Although the  
witness, Max Herring, admitted that he had  
committed perjury on several occasions, and  
there can be no doubt upon that point, it is  
found that the jury believed that his story in  
this case was true, and we were also so im-  
pressed. There would seem to be no motive on the part  
of Max to falsely in reference to this matter; we  
can see that he can gain nothing by bringing you  
this trouble, by making this charge against  
you, and we are of the opinion, as the jury were,  
that Max Herring in court told the truth. There  
is in this case some corroborating evidence, as  
we view it, in support of his story. The testi-  
mony of his wife, and the evidence of Mr.  
Rice, who went with you to take the deposition  
of Max at the jail. This is a serious offense.  
The highway robber makes his victim upon the  
road and takes from him his purse, takes only  
his property; the crime of perjury may not only  
deprive a person of his property, but may de-  
prive him of his liberty, and there is no doubt that  
persons have maintained false charges against  
others, false charges through perjury, and doubt-  
less that righteous claims have been defeated  
through the same means.

GUILTY HAVE ESCAPED.  
Persons have been falsely accused and con-  
victed through perjured testimony, no doubt, and  
guilty persons have escaped through the same  
means; doubtless that persons have been brought  
to the gallows, even, through perjured testimony.  
It is a serious offense, and we do not understand  
why our law-makers graded this offense among  
the lesser grades of crime known as misde-  
meanors; we think it ought to be classed with  
the highest class of crime known as felonies.  
Your offense consists in procuring another to  
commit that crime, and it is no less an offense.  
The limit of the penalty for this offense is a fine  
of \$500 and seven years in the penitentiary; we  
thought of this when you pleaded upon you if  
we felt that our duty called us to do so in this  
case. Your counsel have asked us to be lenient  
with you. We are always disposed to be so. We  
never intend in imposing sentence to be harsh,  
but, notwithstanding that, we have a duty to  
perform, and we must not forget it. It is al-  
ways an unpleasant duty to impose sentence upon  
one convicted of crime, but we must not let our  
personal feelings override our sense of duty; we  
owe it to society, we owe a duty to the position  
we occupy.

It is unfortunate that others must suffer as  
well as yourself, as a result of your acts, but  
for that we are not responsible. It is, perhaps,  
that your wife and your family will suffer  
in this matter, really, and counsel, but you  
must remember that you have brought this upon  
them, and not we. That is a matter which is  
entirely beyond our control, and you should have  
thought of this when you pleaded upon you if  
we felt that our duty called us to do so in this  
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owe it to society, we owe a duty to the position  
we occupy.

It is unfortunate that others must suffer as  
well as yourself, as a result of your acts, but  
for that we are not responsible. It is, perhaps,  
that your wife and your family will suffer  
in this matter, really, and counsel, but you  
must remember that you have brought this upon  
them, and not we. That is a matter which is  
entirely beyond our control, and you should have  
thought of this when you pleaded upon you if  
we felt that our duty called us to do so in this  
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